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MICHAEL KIRK CAREY  
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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
10

11 UNITED STATES OF AMERICA,  
12  
Plaintiff,  
13  
vs.  
14 MICHAEL KIRK CAREY, et al.,  
15  
Defendants.  
16

**CR. S-03-0097 FCD**  
**STIPULATION AND ORDER**  
**CONTINUING STATUS**  
**CONFERENCE RE:**  
**DEFENDANT MICHAEL CAREY**  
**ONLY**

17 IT IS HEREBY STIPULATED between the United States of America, through its attorney  
18 of record, Anne Pings, Assistant U.S. Attorney, and MICHAEL KIRK CAREY, through his  
19 counsel, David W. Dratman, that the status conference scheduled for May 16, 2005 be continued  
20 to June 13, 2005 at 9:30 a.m. for defendant CAREY only. (The other defendants are proceeding  
21 on separate schedules.)

22 This matter continues to be complex within the meaning of the Speedy Trial Act due to the  
23 volume of discovery, complexity of factual and legal issues and the need for defense counsel to  
24 have additional time to prepare. The parties stipulate that the ends of justice are met by excluding  
25 time until June 13, 2005; and, that the need of this defendant for additional time to prepare exceeds  
26 the public interest in a trial within 70 days.

27 Accordingly, the time between for May 16, 2005 and June 13, 2005 should be excluded  
28 from the calculation of time pursuant to the Speedy Trial Act, due to complexity and the needs of

1 counsel to prepare, pursuant to 18 U.S.C. §§ 3161(h)(8)(B)(ii) and (iv)[Local Codes T2 and T4].

2 Dated: May 11, 2005

/s/ David W. Dratman  
DAVID W. DRATMAN  
Attorney for Defendant  
MICHAEL KIRK CAREY

6 Dated: May 11, 2005

McGREGOR W. SCOTT  
UNITED STATES ATTORNEY

9 By: /s/ Anne Pings\*  
ANNE PINGS  
Assistant U.S. Attorney  
\*Signed with permission

12 **ORDER**

13 IT IS SO ORDERED.

14 Dated: May 12, 1005

16 /s/ Frank C. Damrell Jr.  
FRANK C. DAMRELL JR.  
United States District Court Judge